

ALABAMA ADMINISTRATIVE MONTHLY
VOLUME XXVIII, ISSUE NO. 9

JUNE 30, 2010

TABLE OF CONTENTS

	Page No.
<u>FILINGS BY AGENCY</u>	
ASSISTED LIVING ADMINISTRATORS, BOARD OF EXAMINERS OF	
Certified Amended Rules:	
135-X-5-.07	Deadline to Pay License Fee 413
135-X-7-.01	Licenses..... 413
CHIROPRACTIC EXAMINERS, BOARD OF	
Certified Amended Rules:	
190-X-2-.01	Educational Requirements 413
190-X-2-.17	Non Licensed Chiropractic Practice Ownership 413
190-X-7-.02	Extern and Intern 413
CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF	
Certified Amended Rule:	
220-2-.27	Permit to Take Protected Wildlife Causing Crop Damage, Property Damage, or Concern for Human Safety 413
Emergency New Rule:	
220-6-.45	Emergency Closure to Vessels and Watercraft 412
Peremptory Amended Rules:	
220-3-.75	Emergency Closed Recreational and Commercial Fishing Season 415
220-3-.75	Emergency Closed Recreational and Commercial Fishing Season 415
Peremptory New Rule:	
220-3-.75	Emergency Closed Recreational and Commercial Fishing Season 415
COSMETOLOGY, BOARD OF	
Proposed Amended Rules:	
250-X-3-.01	General Requirements..... 368
250-X-4-.01	Apprentice Requirements..... 369

CRIME VICTIMS’ COMPENSATION COMMISSION

Proposed Amended Rule:

262-X-4-.02 Eligibility Criteria Generally..... 370

Emergency Amended Rule:

262-X-4-.02 Eligibility Criteria Generally..... 412

ELECTRONIC SECURITY BOARD OF LICENSURE

Proposed Amended Rules:

304-X-1-.01 Definitions..... 371
304-X-1-.02 Licensure Procedures..... 372-373
304-X-1-.03 Fees 374
304-X-1-.04 Educational Requirements 375-376

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Proposed Repealed Rules:

Chapter 335-6-4 System for Determining State Revolving Fund (SRF) Loan
Priority of Publicly Owned Treatment Works Projects 377
Chapter 335-6-14 Construction Loans for Wastewater Treatment Facilities
Water Pollution Control Revolving Loan Fund Procedures
and Requirements 378

Proposed New Rule:

Division 335-11 Clean Water State Revolving Fund Program..... 379

FIRE COLLEGE AND PERSONNEL STANDARDS COMMISSION

Proposed Amended Rule:

360-X-1-.01 General Regulations and Administrative Procedures 380

HEALTH, DEPARTMENT OF PUBLIC

Certified New Rule:

Chapter 420-4-5 Healthcare-Associated Infections Reporting..... 413

HEALTH PLANNING AND DEVELOPMENT AGENCY

Proposed Amended Rule:

410-2-5-.06 Open Meetings Act 381

HOME BUILDERS LICENSURE BOARD

Proposed Amended Rule:

465-X-3-.04 Licensing..... 382

Certified Amended Rule:

465-X-4-.04 Fees 413

INSURANCE, DEPARTMENT OF

Certified Amended Rules:

482-1-071-.09-1	Standard Medicare Supplement Benefit Plans for 2010 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery with an Effective Date for Coverage on or After June 1, 2010.....	413
482-1-071-.17	Required Disclosure Provisions (Technical Corrections to Tables: Plan A – Plan N).....	413

INTERPRETERS AND TRANSLITERATORS, BOARD FOR

Proposed Amended Rules:

488-X-1-.09	Exemptions.....	383
488-X-1-.10	Extensions	384

LIBRARY SERVICE, PUBLIC

Proposed Repealed Rules:

Chapter 520-3-1	Services to State Government and Public Libraries	385
Chapter 520-6-1	Rules and Regulations for Libraries Participating in Net-Lending Reimbursement	386

Proposed New Rule:

Chapter 520-3-1	Services to State Government and Public Libraries	385
-----------------	---------------------------------------------------------	-----

MEDICAID AGENCY

Proposed Amended Rules:

560-X-18-.16	Non-Emergency Transportation Program – General	387
560-X-18-.17	Trip Eligibility	388
560-X-18-.18	Reimbursement for Transportation.....	389
560-X-18-.19	Administration of the NET Program.....	390
560-X-18-.20	Escorts.....	391
560-X-18-.21	Scope of Service	392
560-X-18-.22	NET Covered Services	393
560-X-18-.23	Service Limitations	394
560-X-18-.24	Non-Covered Services	395

Miscellaneous Notices:

PN 10-09	Amendment to Alabama State Plan for Medical Assistance.....	396
PN 10-10	Amendment of Alabama State Plan for Medical Assistance to Expand Coverage for the Personal Choices Program by Adding Mobile, Escambia, and Baldwin Counties.....	397

Certified Amended Rules:

560-X-13-.02	Participating Agencies and Suppliers	414
560-X-25-.03	Coverage Groups	414
560-X-25-.06	Financial Eligibility Criteria – Resources	414

MENTAL HEALTH, DEPARTMENT OF

Proposed Repealed Rules:

Chapter 580-2-10	Governing Authority	398
Chapter 580-2-12	Personnel Management	399
Chapter 580-2-13	Program Operation.....	400

Certified New Rule:

Chapter 580-2-9	Program Operation.....	414
-----------------	------------------------	-----

NURSING, BOARD OF

Proposed Amended Rules:

610-X-2-.13	Definitions, Voluntary Disciplinary Alternative Program (VDAP)	401
Chapter 610-X-13	Voluntary Disciplinary Alternative Program (VDAP)	402

ONSITE WASTEWATER BOARD

Certified Amended Rule:

628-X-3-.03	Obtaining a New License	414
-------------	-------------------------------	-----

PROSTHETISTS AND ORTHOTISTS, BOARD OF

Proposed Amended Rules:

746-X-2-.04	Application Fee Required (Returned Check)	403
746-X-5-.04	Requirements for Licensure as an Assistant	404
Chapter 746-X-7	Licensure of Podiatrists.....	405

Certified Amended Rule:

746-X-7-.02	Licensure of Podiatrists Application Required.....	414
-------------	----------------------------------------------------	-----

Certified New Rule:

Chapter 746-X-8	Licensure of Mastectomy Fitters	414
-----------------	---------------------------------------	-----

REVENUE, DEPARTMENT OF

Proposed Amended Rules:

810-5-1-.229	The Mutilation or Alteration of License Plates Discussed – Penalties Provided	406-407
810-5-1-.232	The Issuance of Distinctive License Plates or Tags to United States Retired Military Persons.....	408-409
810-5-1-.236	God Bless America Distinctive License Plates	406-407
810-5-1-.468	Refunds/Credits of Apportioned Registration Fees.....	408-409

Proposed Repealed Rules:

810-5-1-.220	Medal of Honor Winners and Prisoners of War Distinctive Tags, Replacement of	408-409
810-5-1-.222	Distinctive License Plates Issued to the Licensee Not Transferable Unless Plate is Qualified Distinctive Type	406-407

REVENUE, DEPARTMENT OF (cont.)

Proposed Repealed Rules:

810-5-1-.229.01	Law Enforcement to Confiscate License Plates Reported as Lost or Stolen	406-407
810-5-1-.235	Title Procedures – Defining “Junk” Vehicles and Requiring Notice	410-411
810-5-1-.457	Application for Replacement Credentials	406-407
810-5-1-.483-.01	Exclusion – Utility Trailers	408-409
810-5-2-.01	Certificate of Title Required – New Title Issued When Information on Certificate of Title is Changed or When Correction is Required	410-411
810-5-2-.02	Certificate of Title Required – Continuance of Recorded Legends	410-411
810-5-2-.03	Returned Title Request Form (Form MVT 5-27).....	410-411
810-5-4-.01	Designated Agent – Dealer and Financial Institution Appointments	410-411
810-5-5-.07	Application for Certificate of Title Leased Vehicles (Including Lease/Purchase Agreements).	410-411
810-5-5-.10	Application for Certificate of Title – Corrections on an Application for Certificate of Title by the Department	410-411
810-5-5-.13	Application for Certificate of Title – Certification of Physical Inspection of a Motor Vehicle on Application for Certificate of Title	410-411
810-5-6-.01	Issuance and Records – Abbreviations Used in Data Entry.....	410-411
810-5-17-.01	Application for Salvage Certificate of Title (Form MVT 41-1).....	410-411
810-5-19-.04	Security Interest – Motor Homes	410-411
810-5-26-.01	Powers of the Department – Application for Alabama Vehicle Identification Number and Supporting Documents.....	410-411
810-5-26-.02	Powers of the Department – Revocation and Denial of Authority to Act as Designated Agent of the Department	410-411
810-5-31-.01	Schedule of Fees and Commissions – Remittance of Fees by Personal Checks or Company Checks of Designated Agents	410-411
810-5-41-.05	Salvage – Determining Fair Retail Values for Total Loss Vehicles	410-411
810-5-50-.32	Report of Unclaimed Vehicle – Where Vehicle Unclaimed for Longer than Thirty (30) Days (Form MVT 38-1).....	410-411
810-14-1-.23	Refunds of Motor Vehicle Registration Fees.....	408-409

Certified New Rule:

810-2-8-.08	Subtraction from Net Worth for the Investment in the Equity of Any Other Taxpayer Doing Business in Alabama	414
-------------	-------------------------------------------------------------------------------------------------------------------	-----

**SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY, BOARD OF EXAMINERS
FOR**

Certified Amended Rules:

870-X-1-.01	Definition of Terms.....	414
870-X-1-.02	Membership, Qualifications, and Term of Appointment	414
870-X-2-.01	Exemptions	415
870-X-2-.02	Application for Licensure.....	415
870-X-2-.05	Clinical Fellowship Year Registration or Fourth-Year Internship and Requirements.....	415
870-X-4-.08	Mandatory Continuing Education.....	415
870-X-5-.01	Regulatory Functions of the Board.....	415

TOURISM – FILM OFFICE

Certified New Rule:

Chapter 891-X-1	Alabama Film Office Incentives.....	415
-----------------	-------------------------------------	-----

MISCELLANEOUS NOTICES..... 396-397

EMERGENCY ADOPTED RULES..... 412

CERTIFIED ADOPTED RULES..... 413-415

PEREMPTORY RULES..... 415